

MESSAGE NO: 5335301 MESSAGE DATE: 12/01/2015

MESSAGE STATUS: Active CATEGORY: Antidumping
TYPE: LIQ-Liquidation PUBLIC ☒ NON-PUBLIC ☐
SUB-TYPE: ADRV-Administrative Review

FR CITE: 80 FR 69644 FR CITE DATE: 11/10/2015

REFERENCE 3109302
MESSAGE #
(s):
CASE #(s): A-570-983

EFFECTIVE DATE: 11/10/2015 COURT CASE #:

PERIOD OF REVIEW: 10/04/2012 TO 03/31/2014

PERIOD COVERED: TO

TO: { Directors Of Field Operations, Port Directors }

FROM: { Director AD/CVD & Revenue Policy & Programs }

RE: Liquidation instructions for drawn stainless steel sinks from the People's Republic of China exported by the PRC-wide entity for the period 10/04/2012 through 03/31/2014 (A-570-983)

1. For all shipments of drawn stainless steel sinks from the People's Republic of China (PRC) exported by the PRC-wide entity (A-570-983-000) entered, or withdrawn from warehouse, for consumption during the period 10/04/2012 through 03/31/2014, assess an antidumping liability equal to 76.45 percent of the entered value of subject merchandise, except if paragraph 2 is applicable.
2. If a cash deposit was collected as security for an estimated antidumping duty for any shipment of merchandise described in paragraph 1 that was entered, or withdrawn from warehouse, for consumption during the period 10/04/2012 through 04/01/2013, assess antidumping duty liabilities equal to the amount resulting from the application of paragraph 1 or 2 or equal to the amount of the cash deposit, whichever is less.
3. Entries for the period 04/02/2013 through 04/09/2013, should be liquidated via message 3109302, dated 04/19/2013.
4. In Commerce's final results (80 FR 69644, 11/10/2015), Commerce determined that the following exporter is no longer eligible for a separate rate and is considered part of the PRC-wide entity:

Exporter: Feidong Import & Export Co., Ltd.

Therefore, entries of drawn stainless steel sinks from the PRC exported by the firm listed in this paragraph and entered, or withdrawn from warehouse, for consumption during the period 10/04/2012 through 03/31/2014 should be liquidated in accordance with the instructions provided in paragraph 1 and 2 above for the PRC-wide entity. Entries of such merchandise may have entered under the following case number:

A-570-983-006

5. Notice of the lifting of suspension of liquidation for entries of subject merchandise covered by paragraphs 1, 2 and 4 occurred with the publication of the final results of administrative review (80 FR 69644, 11/10/2015). Unless instructed otherwise, for all other shipments of drawn stainless steel sinks from the PRC, you shall continue to collect cash deposits of estimated antidumping duties for the merchandise at the current rates or per-unit amounts.

6. There are no injunctions applicable to the entries covered by this instruction.

7. The assessment of antidumping duties by CBP on shipments or entries of this merchandise is subject to the provisions of section 778 of the Tariff Act of 1930, as amended. Section 778 requires that CBP pay interest on overpayments or assess interest on underpayments of the required amounts deposited as estimated antidumping duties. The interest provisions are not applicable to cash or bonds posted as estimated antidumping duties before the date of publication of the antidumping duty order. Interest shall be calculated from the date payment of estimated antidumping duties is required through the date of liquidation. The rate at which such interest is payable is the rate in effect under section 6621 of the Internal Revenue Code of 1954 for such period.

8. Upon assessment of antidumping duties, CBP shall require that the importer provide a reimbursement statement, as described in section 351.402(f)(2) of Commerce's regulations. The importer should provide the reimbursement statement prior to liquidation of the entry. If the importer certifies that it has an agreement with the producer, seller, or exporter, to be reimbursed antidumping and/or countervailing duties, CBP shall double the antidumping duty and/or increase the antidumping duty by the amount of the countervailing duties in accordance with the above-referenced regulation. Additionally, if the importer does not provide the reimbursement statement prior to liquidation, reimbursement shall be presumed and CBP shall double the antidumping duties due. If an importer timely files a protest challenging the presumption of reimbursement and doubling of duties, consistent with CBP's protest process, CBP may accept the reimbursement statement filed with the protest to rebut the presumption of reimbursement.

9. If there are any questions by the importing public regarding this message, please contact the Call Center for the Office of AD/CVD Operations, Enforcement and Compliance, International Trade Administration, U.S. Department of Commerce at (202) 482-0984. CBP ports should submit their inquiries through authorized CBP channels only. (This message was generated by O2:BCS.)

10. There are no restrictions on the release of this information.

Sherri L. Hoffman

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Company Details

*Party Indicator Value:

I = Importer, M = Manufacturer, E = Exporter, S = Sold To Party